

FILED 26 MAY '17 14:40 USDC-ORP

Dorota Zukowska  
15342 NW Decatur Way  
Portland, OR 97229  
Tel: 503-95-0268

(plaintiff)

UNITED STATES DISTRICT COURT

DISTRICT OF OREGON

CASE # 3:17-cv-00354-AC

FIRST AMENDED COMPLAINT

See attached  
(defendants)

Plaintiff, Dorota R. Zukowska alleges as follows:

INTRODUCTION AND SUMMARY:

This is an action for injunctive and punitive relief brought by Plaintiff against the following defendants:  
(see attached)

Plaintiff seeks injunctive, compensatory and punitive relief for the following:

- I. Allowing for the continuation of the persecution and violation of the international laws in regards to the legal rights granted by the political asylum status.
  - I.i. The state of the right of asylum in international law, (Article II (a) 1994) states:  
“(...) asylum has been regarded as a place of refuge where one could be free from the reach of the pursuer.”
  - I.ii. The Universal Declaration of Human Rights provides in Article 14(1) inter alia the right of each individual to “enjoy in other countries asylum from persecution”, reiterated in Article 23 of the Vienna Declaration and Programme of Action adopted by 171 countries in 1993 during the World Conference.

ATTACHEMENT PAGE 1

DEFENDANTS:

- 1) US DEPARTMENT OF HOMELAND SECURITY  
WASHINGTON, D.C. 20528
- 2) FEDERAL BUREAU OF INVESTIGATION  
935 PENNSYLVANIA AVE., WASHINGTON D.C. 20535-00

I.iii. American Declaration of the Rights and Duties of Man provides in Article 27:  
 "every person has the right to seek and be granted asylum in a foreign territory, in  
 accordance with the legislation of the state and international conventions."

The Defendants violated the Plaintiffs right to enjoy the asylum from persecution by cooperating with  
 Polish nationals, and by depriving her of her Constitutional rights based on frivolous accusations, gossip  
 and fabrications, most likely formed and distributed by the Polish nationals.

## II. Violation of the Constitution of USA, amendment 1<sup>st</sup>, 4<sup>th</sup>, 5<sup>th</sup>, 6<sup>th</sup> and 14<sup>th</sup>

1<sup>st</sup> Amendment of the US Constitution states:  
 "... or abridging the freedom of speech..."

Defendants have violated Plaintiff's 1<sup>st</sup> Amendment rights, by obtaining fragments of Plaintiff's  
 conversation and based on them concluded on Plaintiff's religious and political beliefs which were used  
 in an application of the Patriot Act.

4<sup>th</sup> Amendment of the US Constitution states:

".. person to be secure in their persons, houses, papers and effects, against  
 unreasonable searches and seizures"

Defendants have violated Plaintiff's 4<sup>th</sup> amendment rights by:

- braking to her house and a vehicle,
- stealing, and/or misplacing her documents and possessions as well as by causing damage to her  
 property,
- Installing the surveillance

5<sup>th</sup> Amendment of the US Constitution states:

A person cannot be deprived of life, liberty, without the due process  
 of law nor shall private property be taken for the public use.

Defendants violated Plaintiff's 5<sup>th</sup> amendment rights by installing surveillance in her house, by  
 controlling her communications with other people, by controlling her opportunities of obtaining income  
 and by seizing her possessions.

6th Amendment of the US Constitution states:  
"The person has a right to a speedy trial and an attorney."

The Defendants have violated the Plaintiff's 6<sup>th</sup> amendment rights, by preventing her from obtaining the attorney and by making humorous comments in that regard.

14<sup>th</sup> Amendment of the US Constitution  
and the American Convention on Human Rights state:  
"All men should be treated equal"

The Defendants violated the 14<sup>th</sup> Amendment of the Constitution and the Human Rights by not treating Mrs.Zukowska as equal, based on her gender, age, minority status and marital status.

#### THE PARTIES

##### Plaintiff

The plaintiff Dorota R. Zukowska, is a single woman, who came to USA from Poland, in 1985, filed for the political asylum in 1987 and became US Citizen in 1996.

She holds a master degree in Film and Television Production from the Silesian University in Katowice, Poland. She also studied art at the Cracovian Art School, as an extern student.

Mrs.Zukowska currently resides in Washington County, in a house located at 15342 NW Decatur Way, Portland, OR 97229, where she moved with her daughters Catherine and Nathalie Wasko, from the townhome at 42 Cervantes Circle, in Lake Oswego, OR, 97035, in 2004.

Mrs. Zukowska became divorced from Andrzej E. Wasko in 1996.

Andrzej E.Wasko passed away on August 14<sup>th</sup>, 2014, in Warsaw, Poland,

##### Defendants

(see attached)

ATTACHEMENT PAGE 3

DEFENDANTS:

- 1) US DEPARTMENT OF HOMELAND SECURITY  
WASHINGTON, D.C. 20528
- 2) FEDERAL BUREAU OF INVESTIGATION  
935 PENNSYLVANIA AVE. WASHINGTON D.C. 20535-00

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## JURISDICTION AND VENUE

106 This Court has jurisdiction pursuant to the following statutes:

107 1. 28 U.S.C., paragraph 1331, 1332 and 1343 which gives district court jurisdiction over civil actions  
108 arising under the Constitution, laws or treaties of the United States;

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110 2. 28 U.S.C., paragraph 1343 (3) and (4), which gives the district court jurisdiction over actions to  
111 secure civil rights extended by the United States government, as all causes of action based on  
112 the Oregon statutory provisions or common law as the state claims arise from the same nucleus  
113 of operative facts as the federal claim

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115 3. Venue is proper for this judicial District of Oregon under 28 U.S.C, paragraph 1391(b) because  
116 the events that gave rise to this Complaint occurred in this district.

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## LEGAL AND FACTUAL BACKGROUND

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## STATEMENT OF CLAIMS

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## FIRST CLAIM FOR RELIEF

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(Violation of the international law granting the protection from the pursuer)

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128 Pursuant to granting the political asylum status, the Defendant failed to protect Plaintiff and her family  
129 members from the pursuer, (Article II (a) 1994), since acting based on the information obtained from the  
130 polish nationals as well as possibly collaborating with the polish nationals on frivolous basis, such as  
131 gossip, opinions, fabrications and false accusations.

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## SECOND CLAIM OF RELIEF

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(Discrimination based on gender, age, minority status and marital status)

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The Defendants pursued their violations based on the assumption, that Mrs.Zukowska, a middle age unmarried, living alone women who is a member of a minority group, lacks knowledge of her rights as well as the intellectual capabilities, therefore such a pursuit will not be recognized and addressed legally.

### THIRD CLAIM OF RELIEF

(Violation of the 1<sup>st</sup> Amendment of the US Constitution)

1. Defendant violated Plaintiff's freedom of speech and deprived Plaintiff of her federal constitutional and/or statutory rights by applying the following:
2. Interception of personal conversations without the warrant and formation of incorrect judgements in regards to personal, religious and political believes resulting in defamation.
3. Interception of telephone conversations and internet activity.

### FOURTH CLAIM FOR RELIEF

(Violation of the 4<sup>th</sup> Amendment of US Constitution)

1. Placing the surveillance inside, outside of the house and in the car, without the warrant (five additional smoke alarms, cameras in the remote controls, sound surveillance in the ventilation system; installing additional cables to connect to the internet and telephone lines
2. Frequent break ins and trespassing to:
  - 2.1 Steal the documents and personal items (paperwork such as Comcast bills and contact records, photos, computer cable)
  - 2.2. damage to the property: carpet, sprinkle system, cement on the pavement
  - 2.3 damage to the electronic equipment, theft of small kitchen equipment parts
  - 2.4 placing items such as the surveillance, soaked in oily substance pieces of cotton in the fireplace, medication in the pantry
  - 2.5 HIPPA violations: public distribution of personal health information
  - 2.6 Obtaining the financial information by the impersonation of various business representatives for the purpose of misleading, creating a financial havoc (B of A home loan, Nationstar Mortgage, SLS Mortgage, Discover credit card) and extortion of funds ( such as demanding additional deposits for services, overcharges, incorrect billing (NW Natural, Comcast, Sprint)
  - 2.7 Blocking the international telephone calls and disconnecting the internet and telephone services causing the loss of income and delays in closing the child support case in Poland

Interference with mail delivery and mailing, as reported to the US Post office, as well as delivering incorrect letters and notifications

2.8 Obtaining personal information at Kinko's and Office Depot, after making copies

2.9 Blocking the roads and creating traffic congestions as on August 8<sup>th</sup> when painting the road on Kaiser Rd., on my way to Kent, WA to visit my daughter, in Los Angeles when visiting my sister)

2.10 Attempts of installing the fear by :

- a. cars driving at me with the head lights on, every time when leaving the house
- b. (placing the surveillance on at least eight houses in the neighborhood allowed for the knowledge about my activities, including departing the house)
- c. Flying the helicopters and small air planes over my house every time I stepped into the backyard
- d. Numerous threats over the telephone, during the business telephone conversations, later acted out in the real life

#### FIFTH CLAIM FOR RELIEF

(Violation of the 5<sup>th</sup> Amendment of the US Constitution)

1. Depriving the Plaintiff of freedom to lead her life without any interference in regards to her enjoyment of statutory rights.
2. Depriving the Plaintiff of personal property .

#### SIXTH CLAIM FOR RELIEF

(Violation of the 6<sup>th</sup> Amendment of the US Constitution)

1. Preventing access to the legal assistance:
  - 1.1. The complaint to the Oregon State Attorney General in regards to the Jefferson Park Association case was not delivered in the year 2005, there was no follow up correspondence
  - 1.2. (Jefferson Park Association filed a case against Dorota Zukowska for not parking her oversized minivan in a garage; found guilty with a fine of \$12,000.00)
  - 1.3. Interference during the consultation with Jane Paulson in September 2015
  - 1.4. Number of the telephone calls made to different attorneys in a year 2015, 2016 never resulted in a meeting for the consultation.
  - 1.5. The information included in the package for the District Court filing about the Constitutional Rights Attorney was incorrect. When went there to schedule the appointment, there was no such an office at the listed address. The consultation appointment with the general law attorney scheduled in a law office on the same floor was cancelled the next day.
  - 1.6. The contact information obtained from the internet contained incorrect telephone number for the Bloom law firm,



- 209 1.7. The email response to a request for the Civil and Human rights legal counsel from the Oregon  
 210 State Bar contained the information about the young female attorney specializing in dog rights.  
 211 1.8. There has been no reply, nor follow up to my telephone discrimination filing made with the  
 212 Oregon Department of Justice on May 12<sup>th</sup>, 2015 as well as to the hate crime filing via internet  
 213 and later in writing  
 214 1.9. There has been no reply to the correspondence mailed to the Oregon State Attorney General  
 215 on October 15<sup>th</sup>, 2016, as a follow up to the May 12<sup>th</sup> and August 17<sup>th</sup>, 2016 contacts, and no  
 216 reply to the letter hand delivered to the Washington County District Attorney in December  
 217 2016.  
 218 1.10. On December 15<sup>th</sup>, 2016, the Washington County Clerk has provided the incorrect  
 219 information that in order to file for the protective order, one need to file a civil case. She also  
 220 stated that there are no Summons and Complaint forms available.  
 221 1.11. No report was filed upon contacting FBI, three times over the telephone as well as in  
 222 person on January 10<sup>th</sup>, 2017.  
 223 1.12. Not able to file the correct police reports. Lack of answer to the letter correcting to the  
 224 police report filed on August 15<sup>th</sup>, 2015.  
 225 1.13. Abusive actions on December 22<sup>nd</sup>, 2015, during the house police intervention.

#### SEVENTH CLAIM FOR RELIEF

228 As a direct and proximate result of the Defendants unlawful violations and discrimination, the  
 229 Defendant has sustained damages:

- 230 1. Financial hardship.  
 231 2. Emotional strain, stress and exhaustion.  
 232 3. Delays of life plans and activities.  
 233 4. Emotional and psychological abuse applied to Plaintiff, her children, other family members and  
 234 friends, by activities such as:  
 235 - interfering with the family unification  
 236 - interfering with family plans such as continuing education,  
 237 - Plaintiff's plans to move out of Portland which was planned for the autumn of 2015 (by  
 238 manipulating the rental traffic i.e. sending emails from people from South Arabia, in 2016;  
 239 sending representatives from SIRVA Residential in 2017)  
 240  
 241 - Causing psychological pressure  
 242  
 243 5. Physical abuse by adding ingredients to the food and drinks, as for instance:  
 244 5.1. Coffee at Starbucks (sleeping ingredients) – May 11, 2015, Mother's day  
 245 5.2 Thai food restaurant in Portland on December 22<sup>nd</sup>, 2015 (cayenne pepper)  
 246 5.3 Restaurant in Seattle: cayenne pepper, August 2015 and November 2016  
 247 5.4 2016 Christmas at the Dimick's house (ingredients causing nausea added to the wine)  
 248 5.5 placing the medication in the pantry over the Christmas 2016.  
 249 6. Physical abuse by forming long lines at the stores, at the post offices and businesses such as  
 250 Comcast; later referring to those situations during the interpreting business telephone calls,  
 251 disclosing the knowledge of my spine problems causing pain when standing for the prolong  
 252 period of time

7. Physical abuse by disturbing the sleep by placing the business telephone calls in frequent intervals during the night (every one, to two hours), even when logged out from the system

8. Physical abuse at the State Attorney General Building when the State Senior trooper Bradford Duval (telephone number: 503-986-7008) first pulled Mrs.Zukowska's arm, later her sleeve in the elevator to prevent her from going to the State Attorney General's office on January 5<sup>th</sup>, 2017, to schedule an appointment and check on the status of the complaint. He called his supervisor Evan West, chief marshal; tel:503-986-7008 who came to the lobby)

9. Inducing poverty by income and expenses manipulation as well as by making humorous remarks about it:

9.1 2015/2017 - manipulating the number and duration of the telephone calls when working on the contracts with CLI and Telelanguage, as a telephonic interpreter; disconnecting the telephone service in December 2016

9.2 2014 -causing accounting business closure, after 17 years of operations;

9.3 loss of jobs, for instance in 2010, at PSU, when the permanent employment was offered, yet the contract was lost before signing, while the temporary contract was terminated

9.4 Ongoing: preventing art and books sale on such sites as Saatchi, FneArt America, Smashwords;

9.5 delaying processing of legal matters in Poland which include recovery of past due child support funds (an order to apply the USA court filing was issued in May 2012 and yet, there has been no progress in the case)

9.6 delaying Plaintiff's children inheritance case for the last two years, (the case to establish the heirs after the Grandmother death was filed in January of 2015, not ruled on, yet), ultimately causing financial losses

9.7 Inflating charges for the variety of services, such as the telephone, insurance, adding additional fees demanding additional payments such as deposits (NW Natural, Comcast)

9.8 Not applying store discounts , as for example at Walgreens, Michaels

10.Depravation of the support system in friends and family by distributing defaming information.

## PRAYER FOR RELIEF

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289 WHEREFORE, the Plaintiff respectfully requests the following relief:

- 290 1. An order placing Plaintiff in the position that she would have been in had there been no  
 291 violations of her rights  
 292 2. An order enjoining/restraining (Defendant/Defendant) from further acts of discrimination or  
 293 retaliation;  
 294 3. Compensatory damages against the Defendant as Court deems just and proper, with the kind  
 295 consideration to the following:  
 296 3.1 Signing a contract for placing Mrs.Zukowska's books on the list of school recommended  
 297 readings (upon review) and undisturbed printing and distribution, both in Poland and USA.  
 298 3.2 Signing a contract for making the prints of Mrs.Zukowska's artwork available at the stores.  
 299 \*Note: Such option will bring tax income, rather than becoming the expense.  
 300 3.3 Reimburse for all house damages, as per actual cost of repair and replacement.  
 301 3.4 Absorb all the debts by paying them off in full and bringing Plaintiff's credit score to the 700  
 302 level.  
 303  
 304 4. Punitive/exemplary damages against the Defendant in whatever amount , exclusive of cost and  
 305 interest, that Plaintiff is found to be entitled;  
 306 5. Take other appropriate nondiscriminatory measures to overcome the above described violations  
 307 and discrimination  
 308 6. An order awarding the Plaintiffs their costs and attorney's fees pursuant to 42 USC, 1988 and  
 309 such other and further relief as the Court deems just and proper.

**Pleading the reasons for no joinder.**

This is a kind request for the Court to consider the additional parties to be included in granting the relief in the matters stated in the Plaintiff's complaint, as Court finds is feasible.

The reason for those parties not being listed as Plaintiffs, steams from the complexity of the case and the inability of Plaintiff to privately discuss the matters with the said parties, at the current time.

In USA:

1. Nathalie A. Wasko (Plaintiff's daughter)  
21517 129<sup>th</sup> Ave. SE, Kent, Wa 98031
2. Catherine D.Wasko (Plaintiff's daughter)  
2809 27<sup>th</sup> Ave. South, #2, Minneapolis, MN 55405
3. Beata M. Zukowska-Mlak, Jerzy Mlak, Timothy Mlak, Michelle Mlak (Plaintiff's sister w/Family)  
7572 Nancy Dr., Huntington Beach, Ca 92647
4. David Dimick and family (partner of Plaintiff's daughter)  
21517 129<sup>th</sup> Ave. SE, Kent, Wa 98031
5. Patrick McCabe and family (partner of Plaintiff's daughter)  
2809 27<sup>th</sup> Ave. South, #2, Minneapolis, MN 55405
6. Ewa Kaja Perkowski with family (Plaintiff's friend)  
Perimeter Dr., Beaverton, Or 97005
7. Piotr Kuklinski and family  
(address unknown)
8. Members of the St.Stanislaus Parish  
3916 N Interstate Ave, Portland, OR 97227
9. Members of PLBA (including Krystyna Korfanty)  
3823 N Interstate Ave., Portland, Or 97227

In Poland:

1. Family of late Ewa Jania (Plaintiff's cousin)  
Ul.Opolska 10,  
49-130 Tulowice, Poland
2. Wieslawa Slociak and family (Plaintiff's cousin)  
Ul.Hellera 1,  
45-782 Opole, Poland
3. Mirosław J.Kin  
Ul.Najświętszej Marii Panny 5  
78-200 Bialogard, Poland
4. Urszula Kowalinska – Paczynska and family  
Ul.Ketlinga 19/17  
92-431 Lodz, Poland

Dorota R. Zukowska  
15342 NW Decatur Way  
Portland, OR 97229  
E-mail: dozukowska@gmail.com  
Tel: 503-975-0268

April 27<sup>th</sup>, 2017

# STATEMENT

To All It May Concern:

This is in regards to the case filed with the United States District Court, Case # 3:17-cv-00354-AC.

It is my understanding, that it is a very complex, difficult to understand case.  
The core of the misunderstandings in this matter seems to lay in a complicated history of Poland.  
It appears that both Plaintiff and the Defendants have been affected by it.

Personal, unknown for many years to the Plaintiff, relations, most likely became the core reason for the US law enforcement agencies to become alerted and to take actions against the Plaintiff.

Being placed in an opposite position to the Law Enforcement agencies is very regretful.  
I want it to be clear, that I am very thankful to all agents, who have helped me, my family and friends.  
You will always have our gratitude and respect.

My main concern currently is to cease all the activities that are disrupting mine and my family lives. I object to the use of my personal relationships with family and friends for the purpose of causing frustration and disappointment.

I would like to resolve the case amicably, finding the best possible solution in bringing it to closure by reaching a settlement.

Thank you for your consideration.

Best Regards,

Dorota Zukowska

Dorota Zukowska

15342 NW Decatur Way

Portland, OR 97229

Tel: 503-95-0268

April 27, 2017

UNITED STATES DISTRICT COURT

DISTRICT OF OREGON

RE: CASE # 3:17-cv-00354-AC

This filing is in response to the Court Order in regards to the case 3:17-cv-00354-AC  
filed on March 7, 2017.

Pretrial and dispositive motions are being filed as ordered.

The filing has been prepared by Plaintiff, due to the obstacles in obtaining the attorney.

Dorota R. Zukowska

